

# Senate Amendment 5329

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1 1 Amend Senate File 2134, as amended, passed, and  
1 2 reprinted by the Senate, as follows:  
1 3 #1. By striking everything after the enacting  
1 4 clause and inserting the following:  
1 5 <Section 1. Section 35A.5, subsection 9, Code  
1 6 Supplement 2007, is amended to read as follows:  
1 7 9. After consultation with the commission, provide  
1 8 certification training to executive directors and  
1 9 administrators of county commissions of veteran  
1 10 affairs pursuant to section 35B.6. Training provided  
1 11 under this subsection shall include accreditation by  
1 12 the national association of county veteran service  
1 13 officers. Training provided by the department shall  
1 14 be certified by the national association of county  
1 15 veteran service officers and, in addition, shall  
1 16 ensure that each executive director and administrator  
1 17 is proficient in the use of electronic mail, general  
1 18 computer use, and use of the internet to access  
1 19 information regarding facilities, benefits, and  
1 20 services available to veterans and their families.  
1 21 The department may adopt rules in accordance with  
1 22 chapter 17A to provide for training of county veteran  
1 23 affairs executive directors and administrators.  
1 24 Sec. 2. NEW SECTION. 35A.16 COUNTY COMMISSIONS  
1 25 OF VETERAN AFFAIRS FUND == APPROPRIATION.  
1 26 1. a. A county commissions of veteran affairs  
1 27 fund is created within the state treasury under the  
1 28 control of the department. The fund shall consist of  
1 29 appropriations made to the fund and any other moneys  
1 30 available to and obtained or accepted by the  
1 31 department from the federal government or private  
1 32 sources for deposit in the fund.  
1 33 b. There is appropriated from the general fund of  
1 34 the state to the department, for the fiscal year  
1 35 beginning July 1, 2009, and for each subsequent fiscal  
1 36 year, the sum of one million dollars to be credited to  
1 37 the county commissions of veteran affairs fund.  
1 38 2. Notwithstanding section 12C.7, interest or  
1 39 earnings on moneys in the county commissions of  
1 40 veteran affairs fund shall be credited to the county  
1 41 commissions of veteran affairs fund. Notwithstanding  
1 42 section 8.33, moneys remaining in the county  
1 43 commissions of veterans affairs fund at the end of a  
1 44 fiscal year shall not revert to the general fund of  
1 45 the state.  
1 46 3. If sufficient moneys are available, the  
1 47 department shall annually allocate ten thousand  
1 48 dollars to each county commission of veteran affairs,  
1 49 or to each county sharing the services of an executive  
1 50 director or administrator pursuant to chapter 28E, to  
2 1 be used for the employment of an executive director or  
2 2 administrator pursuant to section 35B.6.  
2 3 4. A county commission of veteran affairs training  
2 4 program account shall be established within the county  
2 5 commissions of veteran affairs fund. Any moneys  
2 6 remaining in the fund after the allocations under  
2 7 subsection 3 shall be credited to the account and used  
2 8 by the department to fund the county commission of  
2 9 veteran affairs training program under section 35A.17.  
2 10 Sec. 3. NEW SECTION. 35A.17 COUNTY COMMISSION OF  
2 11 VETERAN AFFAIRS TRAINING PROGRAM.  
2 12 1. A county commission of veteran affairs training  
2 13 program is created under the control of the department  
2 14 for the purpose of providing training, certification,  
2 15 and accreditation opportunities for county commissions  
2 16 of veteran affairs executive directors,  
2 17 administrators, and employees.  
2 18 2. The department may receive and accept  
2 19 donations, grants, gifts, and contributions from any  
2 20 public or private source for the purpose of providing  
2 21 training opportunities under this section. All funds  
2 22 received by the department shall be deposited in the  
2 23 county commission of veteran affairs training program  
2 24 account established in section 35A.16, subsection 4.

2 25 3. a. The department shall use funds deposited in  
2 26 the county commission of veteran affairs training  
2 27 program account to organize statewide or regional  
2 28 training conferences and provide training,  
2 29 certification, and accreditation opportunities for  
2 30 county commissions of veteran affairs executive  
2 31 directors, administrators, and employees, consistent  
2 32 with the requirements of section 35A.5, subsection 9.

2 33 b. During the fiscal year beginning July 1, 2009,  
2 34 the department shall use account funds to arrange for  
2 35 an accreditation course by the national association of  
2 36 county veteran service officers to take place within  
2 37 the state.

2 38 c. The department may use account funds to hire an  
2 39 agency, organization, or other entity to provide  
2 40 training or educational programming, reimburse county  
2 41 executive directors, administrators, and employees for  
2 42 transportation costs related to a conference or  
2 43 program, or both.

2 44 4. The department shall adopt rules, pursuant to  
2 45 chapter 17A, deemed necessary for the administration  
2 46 of the county commission of veteran affairs training  
2 47 program.

2 48 Sec. 4. Section 35B.6, subsection 1, Code 2007, is  
2 49 amended to read as follows:

2 50 1. a. The members of the commission shall qualify  
3 1 by taking the usual oath of office, and give bond in  
3 2 the sum of five hundred dollars each, conditioned for  
3 3 the faithful discharge of their duties with sureties  
3 4 to be approved by the county auditor. The commission  
3 5 shall organize by the selection of one of their  
3 6 members as chairperson, and one as secretary. The  
3 7 commission, subject to the approval of the board of  
3 8 supervisors, shall ~~have power to~~ employ an executive  
3 9 director ~~or administrator~~ and ~~shall have the power to~~  
3 10 ~~employ other necessary employees when needed,~~  
3 11 ~~including administrative or clerical assistants when~~  
3 12 ~~needed, the.~~ The compensation of such employees ~~to~~  
3 13 ~~shall~~ be fixed by the board of supervisors, but no  
3 14 member of the commission shall be so employed. The  
3 15 executive director must possess the same  
3 16 qualifications as provided in section 35B.3 for  
3 17 commission members. However, this qualification  
3 18 requirement shall not apply to a person employed as an  
3 19 executive director prior to July 1, 1989.

3 20 b. ~~The commission may employ an administrator in~~  
3 21 ~~lieu of an executive director. Administrators shall~~  
3 22 ~~not be required to meet all the qualifications~~  
3 23 ~~provided in section 35B.3 for commissioners. An~~  
3 24 ~~administrator may hold another position within the~~  
3 25 ~~county or other government entity while serving as an~~  
3 26 ~~administrator only if such position does not adversely~~  
3 27 ~~affect the administrator's duties under this chapter.~~

3 28 ~~b. c.~~ Upon the employment of an executive  
3 29 director ~~or administrator~~, the executive director ~~or~~  
3 30 ~~administrator~~ shall complete a course of ~~initial~~  
3 31 ~~certification~~ training provided by the department of  
3 32 veterans affairs pursuant to section 35A.5. ~~If an~~  
3 33 ~~executive director or administrator fails to obtain~~  
3 34 ~~certification within one year of being employed, the~~  
3 35 ~~executive director or administrator shall be removed~~  
3 36 ~~from office. If an executive director is not~~  
3 37 ~~appointed, a~~ ~~A~~ commissioner or a ~~clerical assistant~~  
3 38 ~~shall~~ other commission employee may also complete the  
3 39 course of ~~certification~~ training. The department  
3 40 shall issue the executive director, ~~administrator,~~  
3 41 commissioner, or ~~clerical assistant~~ employee a  
3 42 certificate of training after completion of the  
3 43 ~~initial certification~~ training course. To maintain  
3 44 ~~annual~~ certification, the executive director,  
3 45 ~~administrator,~~ commissioner, or ~~clerical assistant~~  
3 46 ~~employee~~ shall ~~attend one department training course~~  
3 47 ~~each year~~ satisfy the continuing education  
3 48 requirements established by the national association  
3 49 of county veteran service officers. Failure of an  
3 50 executive director or administrator to maintain  
4 1 certification ~~may~~ shall be cause for removal from  
4 2 office. The expenses of training ~~the executive~~  
4 3 ~~director or administrator~~ shall be paid from the  
4 4 appropriation authorized in section 35B.14.

4 5 d. The duties of the executive director.

4 6 administrator, and employees shall include all of the  
4 7 following:

4 8 (1) Inform members of the armed forces, veterans,  
4 9 and their dependents of all federal, state, and local  
4 10 laws enacted for their benefit.

4 11 (2) Assist all residents of the state who served  
4 12 in the armed forces of the United States and their  
4 13 relatives, beneficiaries, and dependents in receiving  
4 14 from the United States and this state any and all  
4 15 compensation, pensions, hospitalization, insurance,  
4 16 education, employment pay and gratuities, loan  
4 17 guarantees, or any other aid or benefit to which they  
4 18 may be entitled under any law.

4 19 e. The department of veterans affairs or county  
4 20 veteran affairs offices shall not charge for any  
4 21 service provided to any individual.

4 22 Sec. 5. Section 35B.6, subsection 2, Code 2007, is  
4 23 amended to read as follows:

4 24 2. Two or more boards of supervisors may agree,  
4 25 pursuant to chapter 28E, to share the services of an  
4 26 executive director or administrator. The agreement  
4 27 shall provide for the establishment of a commission of  
4 28 veteran affairs office in each of the counties  
4 29 participating in the agreement.

4 30 Sec. 6. Section 35B.6, subsection 4, Code 2007, is  
4 31 amended by striking the subsection and inserting in  
4 32 lieu thereof the following:

4 33 4. a. Each county commission of veteran affairs  
4 34 shall maintain an office in a building owned,  
4 35 operated, or leased by the county.

4 36 b. An executive director or administrator employed  
4 37 pursuant to subsection 1 shall provide veterans  
4 38 services for the following minimum number of hours  
4 39 each week:

4 40 (1) For a county with a population of thirty  
4 41 thousand or less, no fewer than twenty hours per week.

4 42 (2) For a county with a population of more than  
4 43 thirty thousand and less than sixty thousand, no fewer  
4 44 than thirty hours per week.

4 45 (3) For a county with a population of sixty  
4 46 thousand or more, no fewer than forty hours per week.

4 47 c. Counties sharing the services of an executive  
4 48 director or administrator shall consider the aggregate  
4 49 population of such counties when determining the  
4 50 number of hours of service required under paragraph  
5 1 "b". The number of hours shall be allocated between  
5 2 the counties in the proportion that the population of  
5 3 each county bears to the aggregate population.

5 4 d. The hours that the office established under  
5 5 paragraph "a", is open shall be posted in a prominent  
5 6 position outside the office.

5 7 Sec. 7. Section 35B.14, Code 2007, is amended to  
5 8 read as follows:

5 9 35B.14 COUNTY APPROPRIATION.

5 10 1. The board of supervisors of each county ~~may~~  
5 11 shall appropriate moneys for training an executive  
5 12 director or administrator as provided for in section  
5 13 35B.6, and may appropriate moneys for the food,  
5 14 clothing, shelter, utilities, medical benefits, and  
5 15 funeral expenses of indigent veterans, as defined in  
5 16 section 35.1, and their indigent spouses, surviving  
5 17 spouses, and minor children not over eighteen years of  
5 18 age, having a legal residence in the county.

5 19 2. The appropriation shall be expended by the  
5 20 joint action and control of the board of supervisors  
5 21 and the county commission of veteran affairs.

5 22 Sec. 8. Section 321.34, subsection 24, Code  
5 23 Supplement 2007, is amended to read as follows:

5 24 24. GOLD STAR PLATES. An owner referred to in  
5 25 subsection 12 who is the surviving spouse, parent,  
5 26 child, or sibling of a deceased member of the United  
5 27 States armed forces who died while serving on active  
5 28 duty during a time of military conflict or who died as  
5 29 a result of such service may order special

5 30 registration plates bearing a gold star emblem upon  
5 31 written application to the department accompanied by  
5 32 satisfactory supporting documentation as determined by  
5 33 the department. The gold star emblem shall be  
5 34 designed by the department in cooperation with the  
5 35 commission of veterans affairs. The special plate  
5 36 fees collected by the director under subsection 12,

5 37 paragraph "a", from the issuance and annual validation  
5 38 of letter=number designated and personalized gold star  
5 39 plates shall be paid monthly to the treasurer of state  
5 40 and credited to the road use tax fund.  
5 41 Notwithstanding section 423.43, and prior to the  
5 42 crediting of revenues to the road use tax fund under  
5 43 section 423.43, subsection 1, paragraph "b", the  
5 44 treasurer of state shall transfer monthly from those  
5 45 revenues to the veterans license fee fund created in  
5 46 section 35A.11 the amount of the special fees  
5 47 collected in the previous month for gold star plates.  
5 48 Sec. 9. STATE MANDATE FUNDING SPECIFIED. In  
5 49 accordance with section 25B.2, subsection 3, the state  
5 50 cost of requiring compliance with any state mandate  
6 1 included in this Act shall be moneys appropriated in  
6 2 this Act and shall be deemed to meet all the state  
6 3 funding=related requirements of section 25B.2,  
6 4 subsection 3, and no specific state funding shall be  
6 5 necessary for the full implementation of this Act by  
6 6 and enforcement of this Act against all affected  
6 7 political subdivisions.  
6 8 Sec. 10. EFFECTIVE DATE. This Act takes effect on  
6 9 July 1, 2009, except for section 8 of this Act,  
6 10 amending section 321.34, which shall take effect on  
6 11 July 1, 2008. >  
6 12 #2. Title page, by striking lines 1 through 3 and  
6 13 inserting the following:  
6 14 <An Act relating to veterans affairs by modifying  
6 15 training requirements, requiring executive directors  
6 16 and administrators to provide minimum hours of service  
6 17 in each county, specifying executive director,  
6 18 administrator, and employee duties, creating a county  
6 19 commission of veteran affairs training program,  
6 20 creating a county commissions of veteran affairs fund,  
6 21 providing an appropriation, concerning eligibility  
6 22 criteria for special gold star motor vehicle  
6 23 registration plates and providing an effective date.>  
6 24 SF 2134.H  
6 25 md/jg/25